

MULTIMEDIA



UNIVERSITY

STUDENT ID NO

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MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2022/2023 (TERM ID 2210 & TERM ID 2215)

BBL2014 – BUSINESS LAW

(All Sections / Groups)

18 FEBRUARY 2023

9.00 a.m. – 11.00 a.m.

(2 hours)

INSTRUCTIONS TO STUDENT:

1. This Question paper consists of **TWO** pages excluding the cover page.
2. Answer **ALL** questions. All questions carry equal marks and the distribution of the marks for each question is given.
3. Please write all your answers in the Answer Booklet provided. All answers should be supported with relevant statutory provisions and case law.

QUESTION 1

- a) A company limited by shares can be categorised either as a public or a private company. With reference to the provisions in the Companies Act 2016, explain the characteristics of a public company in Malaysia.
(8 marks)
- b) State the effects of incorporation after a company has been duly registered.
(7 marks)
- c) Mr. Boots wants to form a public company limited by shares. He proposed to appoint himself and his former colleague from Mexico, Mr. Perrito as the first directors of the company. Advise him on whether the appointment of Mr. Perrito is valid under the Companies Act 2016.
(10 marks)

[Total: 25 marks]

QUESTION 2

- a) Miss Kitty organised an event for Chinese New Year with her friends. During the event, she noticed that the drinks provided were insufficient to accommodate the guests. She immediately drove to Boots Supermarket to buy more boxes of soft drinks and mineral water. She put all the boxes in a trolley. When she was about to make payment, she realised that she had left her handbag in her car. Mrs. Goldilocks, the cashier, asked her to pay and told her not to leave the premises until payment was made. She claimed that a contract has come into an existence when she put the boxes in the trolley. Advise Miss Kitty.
(15 marks)
- b) Explain the type of contracts available to a minor under the law.
(10 marks)

[Total: 25 marks]

QUESTION 3

- a) Dato' Jack is a supplier of organic products to restaurants and hotels in Pulau Pinang. He hires Miss Luna as an agent to deliver consignments of the products to all clients and instructed her to do the delivery at their respective premises. All consignments were sealed to maintain quality control and ensuring that the products reach the clients without spoilage. After the delivery was made, Dato' Jack receives complaints from the clients that they were asked to collect the consignments at a certain address and some packages were unsealed. Advise Dato' Jack if Miss Luna has breached her duties as an agent.
(15 marks)
- b) Explain the differences between express and implied appointment in agency.
(10 marks)

[Total: 25 marks]

Continued.....

QUESTION 4

Partnerships are one of the most common modes of business operation in Malaysia. A limited liability partnership provides an alternative form of business entity to a conventional partnership. Based on your understanding, explain the following:

- a) the similarities of a conventional partnership and a limited liability partnership
(4 marks)
- b) any (5) FIVE differences between a conventional partnership and a limited liability partnership
(15 marks)
- c) the relation between partners and a third party in a conventional partnership
(6 marks)

[Total: 25 marks]

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